

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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PRISM TECHNOLOGIES LLC,	)	
	)	
Plaintiff,	)	<b>CASE NO. 8:12-cv-122-LES-TDT</b>
	)	
v.	)	
	)	
AT&T MOBILITY LLC,	)	
	)	
Defendant.	)	
	)	

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**DEFENDANT AT&T MOBILITY LLC'S  
MOTION FOR LEAVE TO SEAL DOCUMENTS**

Pursuant to Nebraska Civil Rule 7.5, Defendant AT&T Mobility LLC ("AT&T") hereby requests leave to file the following documents under seal: Defendant AT&T's Brief in Support of the *Daubert* Motion to Exclude Testimony of James E. Malackowski, and Exhibits 1 -38 and 41 in support thereof. In support of this motion, Defendant would show as follows:

1. AT&T is filing a Brief in Support of its Motion to Exclude the Testimony of James E. Malackowski ("Brief"). In support of the Brief, Defendant will be filing Exhibits 1-38 and 41 (the "Sealed Exhibits").
2. The Brief and the Sealed Exhibits consist of documents marked as highly confidential, reflect or quote information that has been designated highly confidential, or otherwise are protected by this Court's Protective Order. See Dkt. No. 72.
3. Filing the Brief and the Sealed Exhibits as sealed documents is necessary to comply with confidentiality designations of these materials under the Court's Protective Order. Redaction is not a feasible option to eliminate or reduce the need to seal these materials, as the entirety or substantially all of these documents reflect confidential information.

4. Defendant's request is narrowly tailored, as Defendant does not seek to file the Motion, the Index, or the non-confidentially marked exhibit as sealed or otherwise restricted documents.

5. Defendant will file contemporaneously with this motion the Brief and the Sealed Exhibits as provisionally sealed documents through the Court's CM/ECF system, and will serve a copy of these materials on counsel for Prism. Filing the Exhibits 1 -38 and 41 as restricted access documents is necessary to fully protect the content of the confidential information.

WHEREFORE Defendant respectfully requests leave to file as sealed the Brief in Support of the Motion to Exclude the Testimony of James E. Malackowski and Exhibits 1 – 38, 41 filed in support thereof.

Dated: July 7, 2014

Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I hereby certify that on July 7, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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